

State of California  
State Water Resources Control Board  
DIVISION OF WATER RIGHTS  
P.O. Box 2000, Sacramento, CA 95812-2000  
Info: (916) 657-2170, FAX: (916) 657-1485, Web: <http://www.waterrights.ca.gov>

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

SEP-5 PM 3:53  
DIV. OF WATER RIGHTS  
SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: JIMAINO RANCHES

JAMES MAINO  
5201 CLOVER RIDGE LN  
SAN LUIS OBISPO, CA 93401

STATEMENT NO: S009027



SOURCE: DAVENPORT CREEK  
TRIBUTARY TO: SAN LUIS OBISPO CREEK  
COUNTY: SAN LUIS OBISPO  
DIVERSION

TELEPHONE NUMBER:  
(805) 543-3592  
YEAR OF FIRST USE: 1940  
PARCEL NO:

WITHIN: 1/4 OF 1/4 SECTION 0, T31S, R12E, MB&M.

- A. Water is used under: Riparian claim ☒ Pre 1914 right ☐ Other (explain): ☐
- B. Year of first use (Please provide if missing above)
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1997	.15	.15	.15	.075	.075	.05	.05	.075	.10	.10	.10	.15	1.23
1998					S	A	M	R					1.23
1999					S	A	M	R					1.23

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation  acres; Stockwatering ; Domestic ;  
Other (specify) Other
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam; location of diversion; etc.)  
None
- F. Please answer only those questions below which are applicable to your project.
1. Conservation of water
- a. Are you now employing water conservation efforts? YES ☐ NO ☐  
Describe any water conservation efforts you have initiated:
- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:
- Reductions in Diversions:  
19  (af/mg) 19  (af/mg) 19  (af/mg)
- Reductions in consumptive use:  
19  (af/mg) 19  (af/mg) 19  (af/mg)
- I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg) 19 \_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 8/21, 2000 at San Luis Obispo, California

SIGNATURE: [Signature]

PRINTED NAME: James F. Marino  
(first name) (middle init.) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

Estimates are for Stockwater only. Center for  
underground recharge of wells serving 6 persons  
in 3 residences and irrigation of 70 acres  
of row crops & 45 acres pasture can't be  
estimated.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1997.

OWNER OF RECORD: JIMAINO RANCHES

JAMES MAINO  
5201 CLOVER RIDGE LANE  
SAN LUIS OBISPO, CA 93401

STATEMENT NO: S009027



SOURCE: DAVENPORT CREEK  
TRIBUTARY TO: SAN LUIS OBISPO CREEK  
COUNTY: SAN LUIS OBISPO  
DIVERSION

TELEPHONE NUMBER:  
(805) 543-3592  
YEAR OF FIRST USE: 1940  
PARCEL NO:

WITHIN: ¼ OF ¼ SECTION 0, T31S, R12E, MB&M.

- A. Water is used under: Riparian claim ☒ Pre-1914 right ☐; Other (explain): \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1994	.15	.15	.15	.075	.075	.05	.05	.05	.075	.10	.10	.15	1.175
1995						S	A	M	E				1.175
1996						S	A	M	E				1.175

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) Over
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  
None
- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  
None

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 25, 19 97 at San Luis Obispo, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: James F. Maino  
(FIRST NAME) (MIDDLE INIT.) (LAST NAME)

COMPANY NAME: Jimaino Ranches

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

D Above estimates are for stock water only; water for underground recharge of wells serving 5 persons in 3 residences and irrigation of 70 acres of row crops & 45 acres of pasture is impossible to estimate.

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of Water Diversion and Use must be filed by a riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

5-9 027

**\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\***

**STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

STATE WATER RESOURCES  
CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO  
1995 JUL 22 PM 12:40

STATEMENT NO: S009027

OWNER OF RECORD: JIMAINO RANCHES

JAMES MAINO  
5201 CLOVER RIDGE LANE  
SAN LUIS OBISPO, CA 93401

CHANGE ADDRESS TO: 1108 Garden St. #211  
San Luis Obispo, CA 93401

SOURCE: DAVENPORT CREEK  
TRIBUTARY TO: SAN LUIS OBISPO CREEK  
COUNTY: SAN LUIS OBISPO  
DIVERSION

WITHIN:  $\frac{1}{4}$  OF  $\frac{1}{4}$  SECTION 0, T31S, R12E, MDB&M.

TELEPHONE NUMBER:

(805) 543-3592

YEAR OF FIRST USE: 1940

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

**COMPLETE AND RETURN THIS FORM BY JULY 1, 1995**

A. Water is used under: Riparian claim X; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992	.15	.15	.15	.075	.075	.05	.05	.05	.075	.10	.10	.15	1.175
1993						S	A	M	E				1.175
1994						S	A	M	E				1.175

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) Above estimates are for stock water only; water for undergrnd recharge of wells serving 5 persons in 3 residences and irrigation of 70 acres of row crops & 45 acres of pasture is impossible to estimate.

**\*\*\* CONTINUE ON BACK PAGE \*\*\***

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 15, 1995, at San Luis Obispo, California

SIGNATURE:

PRINTED NAME:

James

F.

Maino

(FIRST NAME)

(M. NAME)

(LAST NAME)

COMPANY NAME:

JiMaino Ranches

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. S009027

DIVERSION SITE:

OWNER'S NAME James F. Maino  
(FIRST) (MIDDLE) (LAST)  
PARCEL NO. 76-131-04

PLACE OF USE:

OWNER'S NAME James F. Maino  
(FIRST) (MIDDLE) (LAST)  
1. PARCEL NO. 76-121-27 4. 76-131-05  
2. PARCEL NO. 76-121-28  
3. PARCEL NO. 76-121-29

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Owner  
NAME James F. Maino  
(FIRST) (MIDDLE) (LAST)  
MAILING ADDRESS 1108 Garden St. #211  
San Luis Obispo, CA 93401  
(CITY) (STATE) (ZIP)  
TELEPHONE NO. (805) 543 - 3592

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME N/A  
(FIRST) (MIDDLE) (LAST)  
MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)  
TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_  
2. NAME N/A  
(FIRST) (MIDDLE) (LAST)  
MAILING ADDRESS \_\_\_\_\_  
(CITY) (STATE) (ZIP)  
TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

STATE WATER RESOURCES CONTROL BOARD  
P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 N ST. SACRAMENTO, CA 95814  
(916) 322-4503  
(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

JAMES MAINO, JIMAINO RANCHES  
5201 CLOVER RIDGE LANE  
SAN LUIS OBISPO, CA 93401

STATEMENT NO: 009027

TELEPHONE NUMBER:  
(805) 543-3592

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: DAVENPORT CREEK

TRIBUTARY TO: SAN LUIS OBISPO CREEK

COUNTY: SAN LUIS OBISPO

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION , T31S, R12E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☐ Gallons  
below are: ☒ Acre-feet  
☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988	.15	.15	.15	.075	.075	.05	.05	.05	.075	.10	.10	.15	1.175
1989						S	A	M	E				1.175
1990						S	A	M	E				1.175

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering The above estimates are for stock water only. Water for underground recharge of wells serving 5 persons in three residences and irrigation of 70 acres of row crops as well as livestock water and sub-irrigation of 45 acres of pasture, is incapable of estimation.

Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

None

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: January 30, 1991, at San Luis Obispo, California

Signature: \_\_\_\_\_

James F. Maino



## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P ST. SACRAMENTO, CA 95811  
(916) 322-4503  
STATE WATER RESOURCES CONTROL BOARD  
(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIV. OF WATER RIGHTS  
STATEMENT NO: 009027

DIVERTER OF RECORD:

JAMES MAINO, JIMAINO RANCHES  
5201 CLOVER RIDGE LANE  
SAN LUIS OBISPO, CA 93401

TELEPHONE NUMBER:  
(805) 543-3592

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: DAVENPORT CREEK

TRIBUTARY TO: SAN LUIS OBISPO CREEK

COUNTY: SAN LUIS OBISPO

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION , T31S, R12E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1988. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons  
☒ Acre-feet  
☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1985	.15	.15	.15	.15	.12	.10	.05	.05	.05	.075	.12	.12	1.215
1986						SAME							
1987						SAME							

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation ABOVE ESTIMATES ARE FOR STOCK WATER ONLY

Stockwatering WATER FOR UNDERGROUND RECHARGE OF WELL

Domestic SERVING 7 PERSONS, TWO RESIDENCE, AND 175 CATTLE

Other (specify) AS WELL AS SUBIRRIGATION OF 45 ACRES OF PASTURE ARE INCAPABLE OF ESTIMATION.

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NONE

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

NONE

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 1/5/ 19 88 at San Luis Obispo, California

Signature: [Signature]

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Appropriation of Water in California"